IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION.

WRIT PETITION NO.9854 OF 2004

Father Nunas Social, Educational
and Medical Charities Trust.. .. Petitioner

Vs

1. The State of Maharashtra and ors. Respondents

Mr S.A.Sawant with Mr H.V.Kode, for the petitioner.

CORAM : D.B.BHOSALE,J.

DATE : 16th December, 2004.

PC:

1. Heard the learned counsel for the petitioner.

2. Though the petitioner has made several prayers, Mr Sawant, learned counsel for the petitioner, submitted that the petitioner would be satisfied if the prayer clauses (b) and (e) are granted. He did not press other prayers in the petition.

. Prayers (b) and (e) read thus:

> "(b) By an appropriate writ or order or direction, the trial Co-operative Court No.2 Pune be directed to decide the dispute no.344 of 1990 and Misc. Application No.24 of 1993 expeditiously by holding day to day hearing.

(e) By an appropriate writ or order or direction the Joint Charity Commissioner and the Assistant Charity Commissioner of Pune Region be directed to decide the Change Report No.259 of 2003 expeditiously within stipulated period."

It is clear that the dispute and the Misc.Application are pending since 1990 and 1993 respectively and the Change Report No.259 of 2003 is also pending since last more than 1.1/2 years. Keeping that in view, I am satisfied that the following order would meet the ends of justice.

(i) The Co-operative Court shall endeavour to dispose of Dispute No.344 of 1990 and Misc.Application no.24 of 1993 as expeditiously as possible and preferably within a period of one year from the date of receipt of this order.

(ii) The Assistant Charity Commissioner shall also endeavour to decide the Change Report No.259 of 2003 expeditiously.

(iii) The petitioner to produce a copy of this order before the Co-operative Court and the Assistant Charity Commissioner within four weeks from today.

(iv) The writ petition stands disposed of.

(D.B.BHOSALE, J.)